

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**April 18, 2021**

**TO:** Honorable Chris Turner, Chair, House Committee on Business & Industry

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB3744** by Capriglione (Relating to the prohibited use or dissemination of certain private or false information; providing a civil penalty; creating a criminal offense; increasing a criminal penalty.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Business & Commerce Code relating to the prohibited use or dissemination of certain private or false information.

The bill would amend the Civil Practice and Remedies Code relating to liability for online impersonations.

The bill would amend the Penal Code regarding disorderly conduct and related offenses.

According to the Office of Court Administration and the Texas Department of Criminal Justice, any additional work resulting from the bill could be absorbed within current resources.

According to the Department of Public Safety and the Office of the Attorney General, no fiscal impact is anticipated from the bill.

According to the Comptroller's Office, the fiscal impact to the state cannot be estimated.

This analysis assumes the provisions of the bill addressing felony sanctions for criminal offenses would not result in a significant impact on state correctional agencies.

**Local Government Impact**

The offenses created by the bill would be a Class A and Class B misdemeanor. A Class B misdemeanor is punishable by a fine of not more than \$2,000, confinement in jail for a term not to exceed 180 days, or both. A Class A misdemeanor is punishable by a fine of not more than \$4,000, confinement in jail for a term not to exceed one year, or both. Costs associated with enforcement, prosecution and confinement could likely be absorbed within existing resources. Revenue gain from fines imposed and collected is not anticipated to have a significant fiscal implication.

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 212 Office of Court Admin, 302 Office of the Attorney General, 304 Comptroller of Public Accounts, 405 Department of Public Safety, 696 Department of Criminal Justice

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